

AN ORDINANCE BY

AN ORDINANCE TO AUTHORIZE THE ISSUANCE OF TRUCK LOADING ZONE/PARKING METER PASSES PURSUANT TO THE PROVISIONS OF CHAPTER 150, SECTION 150-111 AND APPENDIX B OF THE CODE OF ORDINANCES, TO REVISE SECTION 150-132 TO RECOGNIZE THAT HOLDERS OF SUCH PASSES MAY ALSO PARK AT METERED PARKING SPACES WITHOUT ADDITIONAL CHARGE; AND FOR OTHER PURPOSES.

WHEREAS, the Department of Public Works has reviewed the fee structure for the issuance of permits that allow certain commercial vehicles to park in truck loading zones pursuant to the provisions of City of Atlanta Code Section 150-111; and

WHEREAS, the Department of Public Works has determined that a new "Truck Loading Zone/Parking Meter Pass" should be issued to permit such vehicles to park, when necessary, in both truck loading zones and in parking metered spaces without additional charge; and

WHEREAS, the loss of revenue to the City in allowing said vehicles to park in metered spaces without additional charge requires a significant increase in the yearly fee to be charged for such passes; and

WHEREAS, the owners of such vehicles that obtain passes will receive an equivalent benefit in continuing to be permitted to park in truck load zones, and, in addition, to park in metered parking spaces without additional charge.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS, as follows:

Section 1: That Section 150-111 shall be amended to read as follows:

Sec. 150-111. Pass required for parking of certain commercial vehicles in truck loading zones and without charge at metered parking spaces.

(a) As used in this section, the term "commercial vehicles other than commercial trucks," as defined by the state, means vehicles that are used primarily in the transportation of property used in the normal course of business, including but not limited to station wagons and vans used for commercial purposes, but shall not include vehicles used primarily for the transportation of passengers.

(b) Commercial vehicles other than trucks are authorized to park in areas of the city designated as truck loading zones and **without charge at all metered parking spaces** so long as a **truck loading zone/parking meter pass** first obtained from the bureau of traffic and transportation as prescribed in this section.

(c) The pass, valid for twelve months, shall be issued upon payment of a yearly pass fee of \$300.00.

(d) Every person desiring to obtain a **pass** required under this section shall make written application to the bureau of traffic and transportation upon forms to be prepared and approved by the bureau. Such application shall state the name and address of the applicant, the nature of the vehicle, the nature and character of the business conducted by the applicant and the location of the commercial uses of the vehicle in the city. Such application shall be sworn to and subscribed to by the applicant before a notary public. Upon submission of the application and upon payment of a **yearly** fee of \$300.00 as required in subsection (g) below, the **pass** shall be issued. Prior revocation of a **pass** under this section shall be grounds for not issuing a **pass** under this section.

(e) Any **passholder** while parked in a truck loading zone **or in a space where a parking meter is installed** shall have placed in the **windshield on the driver's side** of the vehicle a 12-inch by 12-inch sign with letters not less than one inch high indicating the name of company and city permit number granted for use of the vehicle.

(f) Any material omission, untrue or misleading information contained in or left out of an original or renewal application for a **pass** under this section shall be cause for the denial of the **pass**. If any **pass** has been granted under these circumstances, such shall constitute cause for the revocation of the **pass**.

(g) Every **pass** issued under this section shall be renewed annually on or before the anniversary of the date of issuance of the **pass** on forms prescribed by the bureau of traffic and transportation and upon payment of a renewal fee of **\$300.00**

(h) A **pass** issued pursuant to this section may be revoked or suspended upon the failure of any commercial vehicle permitted under this section to comply with this section.

(i) The bureau of traffic and transportation may revoke or suspend, for a definite or an indefinite period, any **pass** granted under this section whenever it shall be made to appear that the holder of such **pass** has violated this section or has made any false statement upon any application for a **pass** under this section.

(j) Prior to any suspension or revocation as set forth in subsection (f) of this section, it shall be the duty of the bureau of traffic and transportation to notify in writing any person holding the **pass** that the bureau of traffic and transportation has grounds for the revocation or suspension of such **pass** and further notifying such **passholder** that the **passholder** may, within a period of five days, appear to present any defense that the **passholder** may have to the proposed revocation of such **pass**. The notice shall further advise the holder of such **pass** that failure to appear shall result in the revocation or suspension of the **pass**. Such notice shall be mailed to the last known address of the holder of such **pass** as the address appears from the files of the department of police. Such notice shall set forth the grounds upon which the proposed revocation or suspension is predicated.

(k) No passholder under this section shall be authorized to stand in an area designated as a truck loading zone or freight loading zone for any time beyond that authorized in section 150-114.

Section 2: That Section 150-132, shall be amended to read as follows:

Sec. 150-132. Parking time limits; fees.

(a) The period of time of parking in areas designated as parking meter zones shall be registered by mechanical parking meters, and the charges which are reasonably necessary to defray the expenses incident thereto for this parking shall be as set out in subsection (b) of this section.

(b) Such meters shall provide for maximum time limits as indicated on each meter, of either 12 minutes, 30 minutes, one hour or two hours. The fee in each instance shall be at the rate of \$1.00 per half an hour of time allowed.

(c) Vehicles which have purchased a currently valid truck loading zone/parking meter pass pursuant to Atlanta City code section 150-111 (c) shall be permitted to park at all parking meter spaces in the city of Atlanta without charge for a period not to exceed the maximum time limit indicated on each meter or thirty minutes, whichever is more.

Section 3: That Appendix B: Fees, shall be revised, as necessary, to reflect the imposition of fees in accordance with Section 1 above.

Section 4: That all existing ordinances or parts of ordinances in conflict with this ordinance shall be waived for the purposes of this Ordinance only, and only to the extent of the conflict.